



8 UNITED STATES DISTRICT COURT OF GUAM
9 TERRITORY OF GUAM

10
11 TONY H. ASHTIANI) CV 02-00032
12 Plaintiff,) ORDER
13 v.)
14 CONTINENTAL MICRONESIA)
15 INC., dba CONTINENTAL)
16 MICRONESIA, and)
17 CONTINENTAL AIRLINES,)
INC.,)
Defendants.)
-----)

18
19 Plaintiff Tony Ashtiani ("Plaintiff") brought a motion
20 for oral argument before the deciding Judge on Plaintiff's
21 Motion for Partial Summary Judgment and Defendants' Motion
22 for summary judgment in the above-entitled matter on August
23 30, 2004.

24 This Court previously **GRANTED** Defendants' request to
25 have a written order on August 27, 2004. The Court also

1 **VACATED** the September 1, 2004 hearing date in that order and
2 issued a lengthy ruling on the summary judgment motions.

3 Under Local Rule 7.1(e)(3), "oral argument may be taken
4 off calendar by Order of the Court, in the discretion of the
5 Court, and a decision rendered on the basis of the written
6 materials on file." L.R. 7.1(e)(3).

7 Notwithstanding the local rule, both parties conducted
8 oral arguments on December 12, 2003 before Judge Unpingco.
9 This Court reviewed that transcript pursuant to Federal Rule
10 of Civil Procedure Rule 63.

11 Accordingly, Plaintiff's motion for oral argument
12 before the deciding judge is **DENIED**.

13

14 **IT IS SO ORDERED.**



RONALD S.W. LEW
Designated District Judge

18 DATED: August 30, 2004

19 Notice is hereby given that this document was
20 entered on the docket on AUG 31 2004
21 No separate notice of entry on the docket will
be issued by this Court.

22 Mary L. M. Moran
Clerk, District Court of _____

23 By: 
Deputy Clerk Date
 AUG 31 2004

25 ¹ The Honorable Ronald S.W. Lew, United States District Judge
26 for the Central District of California, sitting by designation.